

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

JOHN BETTENCOURT, )  
Plaintiff )  
vs. ) CIVIL ACTION NO.: 05-30179-MAP  
THE TOP-FLITE GOLF COMPANY, )  
Defendant )

**PLAINTIFF'S MOTION TO CONSOLIDATE**

Now comes the Plaintiff and moves pursuant to Fed.R.Civ.P. 12(a) that the following cases:

*Paul Duval v. The Top Flite Golf Company, Civil Action No.: 05-30181*

*Michael Behaylo v. The Top Flite Golf Company, Civil Action No.: 05 30178*

*Gary Lonczak v. The Top Flite Golf Company, Civil Action No.: 05 30180 and*

*John Bettencourt v. The Top Flite Golf Company, Civil Action No.: 05 30179*

be consolidated for trial for the reasons stated in the attached memorandum.

THE PLAINTIFF, JOHN BETTENCOURT  
BY HIS ATTORNEY

Dated: December 31, 2007

/ S / Maurice M. Cahillane

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